

The New York City Council

*City Hall
New York, NY 10007*



Meeting Minutes

Monday, December 14, 2009

9:30 AM

Council Chambers - City Hall

Subcommittee on Zoning and Franchises

Tony Avella, Chair

*Members: Simcha Felder, Eric N. Gioia, Robert Jackson,
Melinda R. Katz, Joel Rivera, Larry B. Seabrook,
Helen Sears and Albert Vann*

Roll Call

Present, Avella, Felder, Jackson, Katz, Rivera, Seabrook, Sears and Vann

Absent, Gioia

LU 1256-2009

Application no. C 090236 MMX submitted by the Economic Development Corporation and Related Retail Armory, LLC pursuant to Sections 197-c and 199 of the New York City Charter, and Section 5-430 et seq. of the New York City Administrative Code, for an amendment to the City Map. This application is subject to review and action by the Land Use Committee only if appealed to the Council pursuant to §197-d (b)(2) of the Charter or called up by vote of the Council pursuant to §197-d (b)(3) of the Charter.

Attachments: Land Use Calendar - Week of November 9 - November 20, 2009, Land Use Calendar - Week of November 23 - November 27, 2009, Land Use Calendar - Week of November 30 - December 4, 2009, Hearing Testimony - Zoning 11/17/09, Hearing Transcript - Zoning 11/17/09, Subcommittee Meetings Change, Hearing Transcript - Zoning 11/23/09, Reconvening of the Recessed Meetings on 12/7/09, Additional Zoning Subcommittee - Land Use Committee Meetings scheduled for 12-14-2009, Hearing Transcript - Zoning 12/3/09, Hearing Testimony - Zoning 11/23/09

This Land Use Application was Hearing Held by Committee

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A motion was made that this Land Use Application be Disapproved by Subcommittee approved by Roll Call.

- Affirmative,** 6 - Avella, Felder, Jackson, Rivera, Seabrook and Vann
- Negative,** 1 - Sears
- Abstain,** 1 - Katz
- Absent,** 1 - Gioia

LU 1257-2009 Application no. C 090237 MMX submitted by the Economic Development Corporation pursuant to Sections 197-c and 199 of the New York City Charter, and Section 5-430 et seq. of the New York City Administrative Code, for an amendment to the City Map. This application is subject to review and action by the Land Use Committee only if appealed to the Council pursuant to §197-d (b)(2) of the Charter or called up by vote of the Council pursuant to §197-d (b)(3) of the Charter

Attachments: Land Use Calendar - Week of November 9 - November 20, 2009, Land Use Calendar - Week of November 23 - November 27, 2009, Land Use Calendar - Week of November 30 - December 4, 2009, Hearing Testimony - Zoning 11/17/09, Hearing Transcript - Zoning 11/17/09, Subcommittee Meetings Change, Hearing Transcript - Zoning 11/23/09, Reconvening of the Recessed Meetings on 12/7/09, Additional Zoning Subcommittee - Land Use Committee Meetings scheduled for 12-14-2009, Hearing Transcript - Zoning 12/3/09, Hearing Testimony - Zoning 11/23/09

This Land Use Application was Hearing Held by Committee

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A motion was made that this Land Use Application be Disapproved by Subcommittee approved by Roll Call.

- Affirmative, 6 -**
Avella, Felder, Jackson, Rivera, Seabrook and Vann
- Negative, 1 -**
Sears
- Abstain, 1 -**
Katz
- Absent, 1 -**
Gioia

LU 1260-2009

Application no C 090408 MMM. submitted by the Department of City Planning pursuant to Sections 197-c and 199 of the New York City Charter, for an amendment to the City Map involving a change in grade on West 33rd Street, between Eleventh and Twelfth Avenues. This application is subject to review and action by the Land Use Committee only if appealed to the Council pursuant to §197-d (b)(2) of the Charter or called up by vote of the Council pursuant to §197-d (b)(3) of the Charter.

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This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of November 9 - November 20, 2009, Land Use Calendar - Week of November 23 - November 27, 2009, Land Use Calendar - Week of November 30 - December 4, 2009, Hearing Testimony - Zoning 11/17/09, Hearing Transcript - Zoning 11/17/09, Subcommittee Meetings Change, Hearing Transcript - Zoning 11/23/09, Reconvening of the Recessed Meetings on 12/7/09, Additional Zoning Subcommittee - Land Use Committee Meetings scheduled for 12-14-2009, Hearing Transcript - Zoning 12/3/09, Hearing Testimony - Zoning 11/23/09

A motion was made that this Land Use Application be Approved by Subcommittee with Modifications and Referred to CPC approved by Roll Call.

- Affirmative, 7 -**
Avella, Felder, Jackson, Rivera, Seabrook, Sears and Vann
- Abstain, 1 -**
Katz
- Absent, 1 -**
Gioia

LU 1262-2009

Application no. C 090423 HAM submitted by the Department of Housing Preservation and Development (HPD):1) pursuant to Article 16 of the General Municipal Law of New York State for: a. the designation of property located at 806 Ninth Avenue (Block 1044, p/o Lot 3); as an Urban Development Action Area; and an Urban Development Action Area Project for such area; and pursuant to Section 197-c of the New York City Charter for the disposition of such property to a developer to be selected by HPD; to facilitate the development of a mixed-use building, tentatively known as the Westside Rail Yard/MTA Site, with residential and commercial space.

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This Land Use Application was Hearing Held by Committee

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A motion was made that this Land Use Application be Approved by Subcommittee with Modifications and Referred to CPC approved by Roll Call.

- Affirmative,** 7 -
Avella, Felder, Jackson, Rivera, Seabrook, Sears and Vann
- Abstain,** 1 -
Katz
- Absent,** 1 -
Gioia

LU 1263-2009 Application no. N 090429 ZRM submitted by the Department of City Planning pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, concerning Article IX Chapter 6 (Special Clinton District), Borough of Manhattan, Community District 4.

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This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of November 9 - November 20, 2009, Land Use Calendar - Week of November 23 - November 27, 2009, Hearing Testimony - Zoning 11/17/09, Land Use Calendar - Week of November 30 - December 4, 2009, Hearing Transcript - Zoning 11/17/09, Subcommittee Meetings Change, Hearing Transcript - Zoning 11/23/09, Reconvening of the Recessed Meetings on 12/7/09, Additional Zoning Subcommittee - Land Use Committee Meetings scheduled for 12-14-2009, Hearing Transcript - Zoning 12/3/09, Hearing Testimony - Zoning 11/23/09

A motion was made that this Land Use Application be Approved by Subcommittee with Modifications and Referred to CPC approved by Roll Call.

- Affirmative, 7 -**
Avella, Felder, Jackson, Rivera, Seabrook, Sears and Vann
- Abstain, 1 -**
Katz
- Absent, 1 -**
Gioia

LU 1264-2009 Application no. C 090430 ZMM submitted by New York City Department of City Planning pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 8c: establishing within an existing R8 District a C1-5 District.

Attachments: Land Use Calendar - Week of November 9 - November 20, 2009, Land Use Calendar - Week of November 23 - November 27, 2009, Hearing Testimony - Zoning 11/17/09, Land Use Calendar - Week of November 30 - December 4, 2009, Hearing Transcript - Zoning 11/17/09, Subcommittee Meetings Change, Hearing Transcript - Zoning 11/23/09, Reconvening of the Recessed Meetings on 12/7/09, Additional Zoning Subcommittee - Land Use Committee Meetings scheduled for 12-14-2009, Hearing Transcript - Zoning 12/3/09, Hearing Testimony - Zoning 11/23/09

This Land Use Application was Hearing Held by Committee

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A motion was made that this Land Use Application be Approved by Subcommittee with Modifications and Referred to CPC approved by Roll Call.

- Affirmative,** 7 -
Avella, Felder, Jackson, Rivera, Seabrook, Sears and Vann
- Abstain,** 1 -
Katz
- Absent,** 1 -
Gioia

LU 1265-2009

Application no. C 090433 ZMM submitted by RG WRY LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 8b changing from an M2-3 District to a C6-4 District.

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This Land Use Application was Hearing Held by Committee

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A motion was made that this Land Use Application be Approved by Subcommittee with Modifications and Referred to CPC approved by Roll Call.

- Affirmative,** 7 -
Avella, Felder, Jackson, Rivera, Seabrook, Sears and Vann
- Abstain,** 1 -
Katz
- Absent,** 1 -
Gioia

